

Senate File 439 - Enrolled

Senate File 439

AN ACT

RELATING TO THE DISPOSAL OR RETURN OF CERTAIN NOTICES AND
CERTIFICATES FILED OR RECORDED DURING CERTAIN PERIODS OF
TIME.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 331.609, subsections 5 and 6, Code 2017,
are amended to read as follows:

5. a. Filing or recording officers with whom notices
of federal tax liens, certificates, and notices affecting
the liens have been filed or recorded on or before July 1,
1970, shall, after that date, continue to maintain a file
labeled "federal tax lien notices filed prior to July 1, 1970"
containing notices and certificates filed in numerical order of
receipt. If a notice of lien was filed or recorded on or before
July 1, 1970, a certificate or notice affecting the lien shall
be filed or recorded in the same office.

b. The original lien, certificate, or notice included in
the file required to be maintained under paragraph "a" may
be returned to the sender or disposed of by the recorder if
the sender does not wish the instrument returned and if there
is an official copy of the lien, certificate, or notice in
the recorder's office or the lien, certificate, or notice is
maintained in the recorder's office as an electronic document
or is recorded, copied, or reproduced by any electronic,
optical, magnetic, microfilm, or other method of storage.

6. a. Filing or recording officers with whom notices of federal tax liens, certificates, and notices affecting the liens have been filed or recorded after July 1, 1970, and before July 1, 1989, shall, after July 1, 1989, continue to maintain a file labeled "federal tax lien notices filed after July 1, 1970, and before July 1, 1989" containing notices and certificates filed or recorded in numerical order of receipt. If a notice of lien was filed or recorded on or after July 1, 1970, and before July 1, 1989, a certificate or notice affecting the lien shall be filed or recorded in the same office.

b. The original lien, certificate, or notice included in the file required to be maintained under paragraph "a" may be returned to the sender or disposed of by the recorder if the sender does not wish the instrument returned and if there is an official copy of the lien, certificate, or notice in the recorder's office or the lien, certificate, or notice is maintained in the recorder's office as an electronic document or is recorded, copied, or reproduced by any electronic, optical, magnetic, microfilm, or other method of storage.

JACK WHITVER
President of the Senate

LINDA UPMEYER
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 439, Eighty-seventh General Assembly.

W. CHARLES SMITHSON
Secretary of the Senate

Approved _____, 2017

TERRY E. BRANSTAD
Governor